

United States District Court
Northern District of California

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

DEBRA SHEARWATER et al.,
Plaintiffs,
v.
DAN ASHE, Director, U.S. Fish and
Wildlife Service; SALLY JEWELL,
Secretary, U.S. Department of the Interior,
Defendants,
– and –
AMERICAN WIND ENERGY
ASSOCIATION,
Defendant-Intervenor.

Case No. 14-CV-02830-LHK

**ORDER VACATING HEARING ON
CROSS-MOTIONS FOR SUMMARY
JUDGMENT AND CONTINUING CASE
MANAGEMENT CONFERENCE**

Before the Court are cross-motions for summary judgment filed by plaintiffs Debra Shearwater, Stephen A. Thal, Dr. Carolyn Crockett, Michael Dee, Robert M. Ferris, and American Bird Conservancy (“ABC”) (collectively, “Plaintiffs”) and by defendants director of the U.S. Fish

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1 and Wildlife Service (“FWS”) Dan Ashe and secretary of the U.S. Department of the Interior
2 (“DOI”) Sally Jewell (collectively, “Federal Defendants”) and defendant-intervenor American
3 Wind Energy Association (“AWEA”). ECF No. 52 (“Pls. MSJ”); ECF No. 64 (“AWEA MSJ”);
4 ECF No. 65 (“Fed. Defs. MSJ”).

5 The Court finds these motions suitable for decision without oral argument under Civil
6 Local Rule 7-1(b) and hereby VACATES the motion hearing set for July 23, 2015, at 1:30 p.m.
7 The case management conference set for that date and time is hereby CONTINUED to August 26,
8 2015, at 2:00 p.m.

9 **IT IS SO ORDERED.**

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11 Dated: July 20, 2015

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14 LUCY H. KOH
15 United States District Judge
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